IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

THURSDAY, THE 15TH FEBRUARY 2007 / 26TH MAGHA 1928

Bail Appl..No. 876 of 2007()

CRIME NO. 21 OF 2007 OF NEELESHWAR POLICE STATION

PETITIONERS/ACCUSED NO.2 & 3:

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1. RABIYA, AGED 47 YEARS,
W/O. NOORUDHIN, ARAFANA QUARTERS,
R/NEAR KAUTHA GATE, PALLIKKARA, P.O. NEELESHWAR,
KASARAGOD DISTRICT.

2. NORUDHIN, AGED 57 YEARS,
ARAFANA QUARTERS, R/NEAR KARUTHA GATE,
PALLIKKARA, NEELESHWAR.

BY ADV. SRI.M.SANTHOSHKUMAR

RESPONDENTS: COMPLAINANT:

S.H., NEELESHWAR POLICE STATION
IN CRIME NO.21/2007 REP. BY PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM.

BY PUBLIC PROSECUTOR SRI.P.N. SUKUMARAN

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 15/02/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V. RAMKUMAR, J.

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Bail Application NO. 876 of 2007

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DATED: 15-02-2007

O R D E R

In this Petition filed under Sec. 438 Cr.P.C. the petitioners who are accused Nos. 2 and 3 in Crime No.21 of 2007 of Neeleshwar Police Station for an offence punishable under Sec. 420 I.P.C., seek anticipatory bail.

2. I heard the learned counsel for the petitioners and the learned Public Prosecutor.

3. Having regard to the nature of the allegations levelled against the petitioners and the other circumstances of the case, I am inclined to grant anticipatory bail to the petitioners. Accordingly, a direction is issued to the officer-in-charge of the police station concerned to release the petitioners on bail for a period of one month in the event of their arrest in connection with the above case on each of them executing a bond for Rs. 10,000/- (Rupees ten thousand only) with two solvent sureties each for the like amount to the satisfaction to the said officer and subject to the following conditions:

1. Petitioners shall report before the Investigating Officer between 9 a.m. and 11 a.m. on all Wednesdays.

2. Petitioners shall make themselves available for interrogation as

and when required by the Investigating Officer.

3. Petitioners shall not influence or intimidate the prosecution witnesses nor shall they attempt to tamper with the evidence for the prosecution.

4. Petitioners shall not commit any offence while on bail.

5. Petitioners shall surrender before the Magistrate concerned and seek regular bail in the meanwhile.

If the petitioners commit breach of any of the above conditions, the bail granted to them shall be liable to be cancelled.

This application is allowed as above.

V.RAMKUMAR,

JUDGE.

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